

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT GREENEVILLE

DUANE YEAGER,)
)
 Plaintiff,) Case No. 2:21-cv-112
 v.) Judge Atchley
)
 MITZIE WIDDAL,)
 KENNETH TRIVITT,) Magistrate Judge Wyrick
 SERGEANT MCGINNIS, and)
 DEXTER LUNSFORD,)
)
 Defendants.)

JUDGMENT ORDER

For the reasons set forth in the Memorandum Opinion filed contemporaneously with this Order, Plaintiff's pro se complaint for violations of 42 U.S.C. § 1983 is **DISMISSED** pursuant to Rule 41(b) of the Federal Rules of Civil Procedure. Plaintiff is **ASSESSED** the filing fee of \$400.00, and the custodian of Plaintiff's inmate trust account is **DIRECTED** to submit payments toward the filing fee in the manner set forth in the Memorandum Opinion. The Clerk is **DIRECTED** to provide a copy of the Memorandum Opinion and this Order to the Court's financial deputy and the Warden of Plaintiff's current facility.

Because the Court **CERTIFIED** in the Memorandum Opinion that any appeal from this Order would not be taken in good faith, should Plaintiff file a notice of appeal, he is **DENIED** leave to appeal *in forma pauperis*. *See* 28 U.S.C. § 1915(a)(3); Fed. R. App. P. 24.

The Clerk is **DIRECTED** to close the file.

SO ORDERED.

/s/ Charles E. Atchley, Jr.
CHARLES E. ATCHLEY, JR.
UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT:

/s/ Leanna R. Wilson

LeAnna R. Wilson

Clerk of Court